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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/945,203	08/31/2001	Mark J. Espy	07039-247001	4479

26191 7590 07/26/2004  
FISH & RICHARDSON P.C.  
3300 DAIN RAUSCHER PLAZA  
60 SOUTH SIXTH STREET  
MINNEAPOLIS, MN 55402

EXAMINER
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SAKELARIS, SALLY A

ART UNIT	PAPER NUMBER
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1634

DATE MAILED: 07/26/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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EXAMINER
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SAKELARIS

ART UNIT	PAPER
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72004

DATE MAILED:

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Commissioner for Patents

Applicant's information disclosure statement of 6/28/2004 was filed after the issue fee was paid. Information disclosure statements filed after payment of the issue fee will not be considered, but will be placed in the file. However, the application may be withdrawn from issue in order to file a request for continued examination (RCE) under 37 CFR 1.114 upon the grant of a petition under 37 CFR 1.313(c)(2), or a continuing application under 37 CFR 1.53(b) (or a continued prosecution application (CPA) under 37 CFR 1.53(d) if the CPA is for a design patent and the prior application of the CPA is a design application) upon the grant of a petition filed under the provisions of 37 CFR 1.313(c)(3). Alternatively, the other provisions of 37 CFR 1.313 may apply, e.g., a petition to withdraw the application from issue under the provisions of 37 CFR 1.313(c)(1) may be filed together with an unequivocal statement by the applicant that one or more claims are unpatentable over the information contained in the statement. The information disclosure statement would then be considered upon withdrawal of the application from issue under 37 CFR 1.313(c)(1). Applicant's acknowledgement of the not considered IDS of 6/28/2004 is acknowledged in page 2 of their paper submitted 6/28/2004.

The information disclosure statements (IDS) submitted on 6/4/2004 and 4/22/2004 were filed after the mailing date of the Notice of Allowance on 3/24/2004. The submission is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statements are being considered by the examiner.

Any inquiry concerning this communication or earlier communication from the examiner should be directed to Sally Sakelaris whose telephone number is (571)272-0748. The examiner can normally be reached on Monday-Thursday from 7:30AM-5:00PM and Friday from 1:00PM-5:00PM.

If attempts to reach the examiner are unsuccessful, the primary examiner in charge of the prosecution of this case, Carla Myers, can be reached at (571)272-0747. If attempts to reach the examiners are unsuccessful, the examiner's supervisor, Gary Benzion, can be reached on (571)272-0782. The official fax number is (703)872-9306.

Any inquiry of a general nature or relating to the status of this application should be directed to Chantae Dessau whose telephone number is (571)272-0518.

Sally Sakelaris

CARLA J. MYERS  
PRIMARY EXAMINER